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June 17, 2005

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street S.W.
Washington, D.C. 20554

Re: Applications for Consent To Transfer of Control Filed By Verizon
Communications, Inc. and MCI, Inc.. WC Docket No. 05-65

Dear Ms. Dortch:

On June 16, 2005, Verizon Communications, Inc. (“Verizon”) and MCI, Inc. (“MCI”) filed an objection to the request of CompTel/ALTS in-house counsel Jonathan D. Lee and Mary C. Albert to have access to the materials protected by the Second Protective Order issued in the above-captioned proceeding. The basis for Verizon’s and MCI’s objection is that the Second Protective Order authorizes only “Outside Counsel and Outside Consultants” to review the confidential materials and CompTel/ALTS in-house counsel do not fall within the definition of the “limited class of persons who are permitted to obtain access.”

CompTel/ALTS disagrees with Verizon’s and MCI’s reading of the Second Protective Order. The definition of “Outside Counsel” set forth in the Second Protective Order includes the following statement:

Outside Counsel of Record includes *any* attorney representing a non-commercial party in these proceedings, provided that such a party is not involved in the competitive decision-making of any competitor of a Submitting Party.

CompTel/ALTS has made clear to Verizon that CompTel/ALTS is a non-profit, non-commercial trade association and that neither Jonathan D. Lee nor Mary C. Albert are involved in the competitive decision-making of any competitor of either Verizon or MCI.¹ For these reasons, CompTel/ALTS in-house counsel falls within the definition of Outside Counsel as that term is used in the Second Protective Order and the objection of Verizon and MCI is without merit. CompTel/ALTS respectfully requests that the Commission overrule this bad faith objection and

¹ *In the Matter of Verizon Communications, Inc. and MCI, Inc. Applications For Approval of Transfer of Control*, WC Docket No. 05-75, Order Adopting Second Protective Order, DA 05-1538, Appendix A at ¶ 1 (released May 25, 2005) (emphasis added).

direct Verizon and MCI to permit Jonathan D. Lee and Mary C. Albert access to the confidential materials on behalf of CompTel/ALTS without further delay.

Respectfully submitted,

Mary C. Albert

cc: Attached Service List

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Letter to Marlene H. Dortch was served electronically on the following individuals this 17th day of June 2005:

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*Via Facsimile and email

